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2 BAR NO. 95246  
3 CATHERINE R. DOUAT  
4 BAR NO. 129134  
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9 ATTORNEYS FOR PLAINTIFFS  
10 MIGUEL ORTEGA AND BENJAMIN ORTEGA

11 IN THE UNITED STATES DISTRICT COURT

12 NORTHERN DIVISION

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14 MIGUEL ORTEGA, and BENJAMIN ORTEGA, ) Case No.: C 07-02659 JCS (ADR)  
15 Plaintiffs )  
16 vs. ) STIPULATION AND ORDER TO  
17 CITY OF OAKLAND, et al., ) CONTINUE DEADLINE TO COMPLETE  
18 Defendants. ) MEDIATION  
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20 The parties to the above captioned litigation desire and agree to continue the deadline to  
21 complete the mediation in this matter from February 1, 2008 to February 28, 2008. Initially, the  
22 deposition of defendant Oakland Police Officer Ramon Alcantar was scheduled for November 13,  
23 2007. Officer Alcantar was not available until December due to the impending birth of his child and  
24 scheduled surgery for an injury he suffered to his knee. The parties agreed to continue the deposition to  
25 December 11, 2007. Plaintiffs' counsel was then informed that Officer Alcantar had retained new  
26 counsel and that the deposition could not go forward. A new deposition date is scheduled for  
27 January 8, 2008. In the interim, the plaintiffs noticed the deposition of Oakland Police Officer B. Ortiz  
28 for December 14, 2007. The defendants asked that Officer Ortiz' deposition be continued so that new  
counsel would have time to prepare. Officer B. Ortiz' deposition is scheduled for January 3, 2008.  
The depositions of the plaintiffs were scheduled for December 13, 2007, but were cancelled due to new  
counsel coming into the case for Officer Alcantar.

In the interim, the parties attempted to schedule the mediation of this matter for late January 2008. The only dates that mediator, Dr. Stephen Sulmeyer was available conflicted with a trial set for plaintiffs' counsel.

The mediation has been continued once so that discovery could proceed. The parties agree that a one month continuance of the deadline to continue the mediation will allow sufficient time to complete the depositions of the parties and allow a mediation date that will not conflict with the trial scheduled for plaintiffs' counsel. The mediator does not oppose a continuance.

Therefore, the parties to this action hereby stipulate, by and through their respective counsel of record to continue the deadline to mediate this matter from February 1, 2008, to February 28, 2008.

Dated: December 27, 2007

## LAW OFFICES OF STEVEN R. JACOBSEN

By //ss// CATHERINE R. DOUAT  
Attorney for Plaintiffs  
BENJAMIN ORTIZ AND MIGUEL ORTIZ

Dated: December 19, 2007

JOHN RUSSO, City Attorney  
RANDOLF W. HALL, Assistant City Attorney  
JAMES F. HODGKINS, Supervising Trial Attorney  
CHARLES VOSE, Senior Deputy Attorney

By //ss// **CHARLES VOSE**  
Attorney for Defendants  
CITY OF OAKLAND, THE OAKLAND POLICE  
DEPARTMENT, CHIEF WAYNE TUCKER and B.  
ORTIZ

Dated: December 20, 2007

## BURNHAM BROWN

By //ss// JOHN J. VERBER  
Attorney for Defendant  
RAMON ALCANTAR

1  
2 ORDER  
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5 Pursuant to stipulation of the parties and good cause appearing there from it is hereby ordered  
6 that the deadline form completing mediation in this case is continued from February 1, 2008 to  
7 February 28, 2008.

8 IT IS SO ORDERED  
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Dated: \_\_\_\_\_

JOSEPH C. SPERO  
U.S. DISTRICT COURT MAGISTRATE